

UNITED STATES DISTRICT COURT
THE DISTRICT OF MASSACHUSETTS

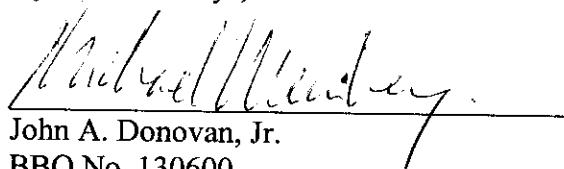
MARK M. THORNTON,)
Plaintiff,)
v.) C.A. NO.: 03-CV-12521-RGS
NORTHEAST BUILDERS TRANSPORT, INC.)
and Barry N. Ehrstein,)
Defendants.)

**DEFENDANTS NORTHEAST BUILDERS TRANSPORT, INC. AND BARRY N.
EHRSTEIN'S CERTIFICATE OF COMPLIANCE WITH L.R. 16.1(D)(3)**

Pursuant to Local Rule 16.1(D)(3), defendants Northeast Builders Transport, Inc. and Barry N. Ehrstein, through their representative, and their counsel hereby certify that they have conferred:

- a. regarding the establishment of a budget for the costs of conducting the full course and alternative courses of this litigation; and
- b. to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in L.R. 16.4.

Respectfully submitted,
Northeast Builders Transport, Inc. and
Barry N. Ehrstein
By their attorneys,


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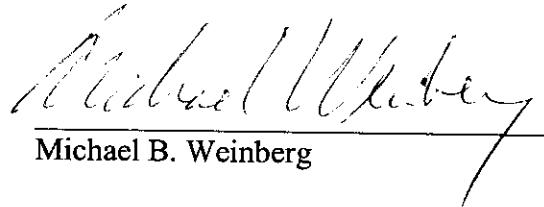

Anja Capozzi, Claims Specialist
Arbella Mutual Insurance Company,
Insurer of Defendants

Dated: March 3, 2004

CERTIFICATE OF SERVICE

I, Michael B. Weinberg, hereby certify that on this ____ of March, 2004, I caused a copy of the foregoing documents to be sent by hand and first-class mail, postage prepaid, to the following:

William H. Barry, III
Barry Law Office
255 Main Street
Nashua, New Hampshire 03060



Michael B. Weinberg

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